

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

MALAIKA COLEMAN, Individually and on  
Behalf of All Others Similarly Situated,

Plaintiff,

V.

GARRISON PROPERTY & CASUALTY  
INSURANCE CO. and UNITED SERVICES  
AUTOMOBILE ASSOCIATION,

Defendants.

Case No. 1:19-cv-01745

The Honorable Virginia M. Kendall

## **DEFENDANTS' MOTION TO DISMISS FIRST AMENDED COMPLAINT**

Pursuant to Federal Rule of Civil Procedure 12(b)(6), Defendants Garrison Property & Casualty Insurance Company (“Garrison”) and United Services Automobile Insurance Company (“USAA”) (collectively, “Defendants”) move to dismiss with prejudice the First Amended Complaint of Plaintiff Malaika Coleman (“Plaintiff”). Plaintiff’s First Amended Complaint fails to state a valid claim for breach of contract and should be dismissed. In support of this Motion, Defendants submit their supporting Memorandum.

Dated: September 10, 2019

Respectfully submitted,

/s/ Jay Williams

Jay Williams

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**CERTIFICATE OF SERVICE**

I hereby certify that on September 10, 2019, I electronically filed the foregoing with the Clerk of the United States District Court for the Northern District of Illinois, Eastern Division, using the Court's CM/ECF system, which will automatically send notification of this filing to all counsel of record.

/s/ Jay Williams

Jay Williams